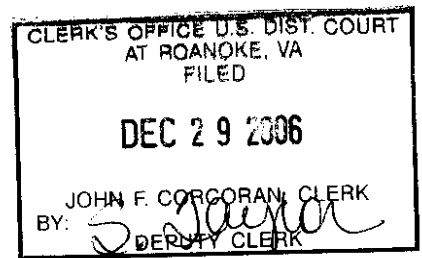


IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION



ELMER L. BARLEY,  
Plaintiff,

)  
) Civil Action No. 7:06-cv-00754  
)

v.

) FINAL ORDER  
)

MRS. HODGES,  
Defendant(s).

) By: Hon. James C. Turk  
) Senior United States District Judge


In accordance with the Memorandum Opinion entered this day, it is hereby

**ADJUDGED and ORDERED**

that this action shall be and hereby is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1), as frivolous and is stricken from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to plaintiff.

ENTER: This 29<sup>th</sup> day of December, 2006.

  
\_\_\_\_\_  
Senior United States District Judge